



Practitioner's Docket No.: 791_187

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Kazumasa YASHIRO, Kenji KAWAMURA and Kenshin KITO

Ser. No.: 10/083,323

Art Unit: 1746

Filed: February 26, 2002

Examiner: Crepeau, Jonathan

Confirmation No.: 4109

For: LITHIUM SECONDARY CELL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 9, 2004 under "EXPRESS MAIL" mailing label number EV 60707 1864 US.

Janet M. Stevens

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. 1.97(c)

TIME OF TRANSMITTAL OF ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed **after** three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but **before** the mailing date of either:

- (1) a final action under § 1.113,
- (2) a notice of allowance under § 1.311 or
- (3) an Office Action that closes prosecution.

STATEMENT OR SUBMISSION FEE

2. Accompanying this transmittal is

A. ☒ a statement as specified in 37 C.F.R. 1.97(e).

OR

B. ☐ the submission fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement under § 1.97(c). (\$180.00).

Fee due: \$.00

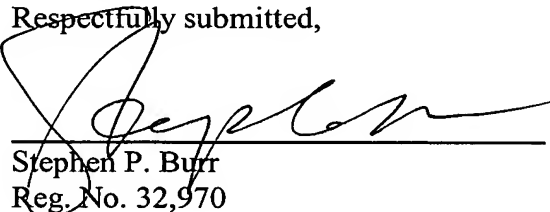
METHOD OF PAYMENT OF FEE

3. ☐ Attached is a check in the amount of \$.
☐ Charge Account No. 50-1446 in the amount of \$. A duplicate of this request is attached.
4. ☒ If any additional fees are due, please charge Deposit Account 50-1446.

Respectfully submitted,

November 9, 2004

Date



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CERTIFICATION UNDER 37 C.F.R. § 1.97(e)

Sir:

- ☒ Each item of information contained in the Information Disclosure Statement filed herewith was *first* cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

OR

- ☐ No item of information in the Information Disclosure Statement filed herewith was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

November 9, 2004

Date

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Janet M. Stevens
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INFORMATION DISCLOSURE STATEMENT

Sir:

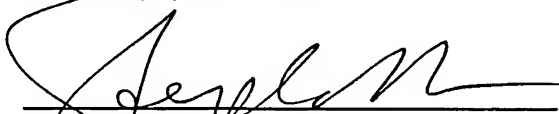
Pursuant to 37 C.F.R. §1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. Required copies of the references listed on Form PTO-1449 are attached.

Also enclosed is a copy of a European Search Report bearing a mailing date of October 8, 2004, and the U.S. PTO is directed thereto for a concise statement of possible relevance of the references cited therein. Reference AF (WO 00/62356) corresponds to Reference AG (EP 1 102 337 A1).

The above information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that these references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,



Stephen P. Burr
Reg. No. 32,970

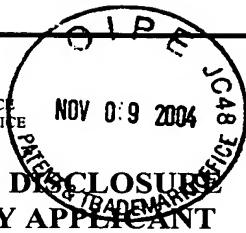
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Form PTO-1449 US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>						Complete if Known	
				Application Number	10/083,323		
				Filing Date	February 26, 2002		
				First Named Inventor	Kazumasa YASHIRO		
				Art Unit	1746		
				Examiner Name	Crepeau, Jonathan		
				Confirmation No.	4109		
Sheet	1	of	1	Attorney Docket No.	791_187		

U.S. PATENT DOCUMENTS

Exam. Initial		Document Number	Date	Name	Our Docket No.	Class	Sub Class	Filing Date
	AD	3,761,314	09/25/1973	Cailley				

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	Translation	Abstract
	AE	1 076 371	02/14/2001	EP				
	AF	00/62356	10/19/2000	WO				
	AG	1 102 337	05/23/2001	EP				
	AH	1 049 187	11/2/2000	EP				
	AI	1 087 451	03/28/2001	EP				
	AJ	0 973 214	01/19/2000	EP				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages etc.)

	AK	KAUSHIK RAJASHEKARA: "Propulsion System Strategies for Fuel Cell Vehicles" SAE 2000 WORLD CONGRESS, 'Online!' 6 March 2000 (2000-03-06, pages 1-9, XP002296865, Retrieved from Internet: URL:http://www.delphi.com/pdf/techpapers/2000-01-0369.pdf> 'retrieved on 2004-09-20!', *page 5, column 2, paragraph 1*, *page 6, column 1, paragraph 2*

Examiner:	Date Considered:
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

***In accordance with the Notice dated July 11, 2003 on the PTO website, we are not enclosing copies of any of the above U.S. references.**